

Senate File 262 - Introduced

SENATE FILE 262

BY WARD

A BILL FOR

1 An Act relating to the demonstration of a reasonable or
2 probable cause or excuse for the denial, delay in payment,
3 or termination of workers' compensation benefits.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 86.13, subsection 4, paragraph c,
2 subparagraph (1), Code 2011, is amended to read as follows:

3 (1) The excuse was preceded by a reasonable investigation
4 and evaluation by the employer or insurance carrier into
5 whether benefits were owed to the employee. This criteria
6 shall be considered satisfied if the employer or insurance
7 carrier demonstrates that the employee failed to cooperate
8 with a reasonable investigation and evaluation by the employer
9 or insurance carrier into whether benefits were owed to the
10 employee.

11 EXPLANATION

12 This bill provides that an employer or insurance carrier
13 satisfies one of the criteria for establishing a reasonable or
14 probable cause or excuse for the denial, delay in payment, or
15 termination of workers' compensation benefits and avoiding the
16 imposition of penalty benefits, if the employer or insurance
17 carrier demonstrates that the employee failed to cooperate
18 with a reasonable investigation and evaluation by the employer
19 or insurance carrier into whether benefits were owed to the
20 employee.